G. R. S. 58]

Previous references.

File No. 306

1913.

(Mesrai)

Serial Nos. 1–6

Later references.

10 - 15 · 8551852 =

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1–6

Part B for Sept^r 1915

SUBJECT.

Memorial from archak Rangappa regarding the archakship of Sri Venkatramanaswami temple at Konakunthla, Chintamani Taluk

To, The Deputy Commissioner Kolar District

No. 8052 dy 13.9.15

Passes orders on the —

GPB—10,000—28 8-15

C Krishnamurthy

G R.S. 11] 1913.

GENERAL AND REVENUE SECRETARIAT.

(Muzrai)

NOTES.

File No. 306/13

FILE HEADING.

Review- memorial from Archak Rangappa regarding the Archakship of Sri Venkataramana Swamy temple at Konakuntla, Chintamani Taluk

From

The Private Secretary to H. H. the Maharaja

O. M. No. 2334/549 Dated 26-12-1913 Received 27-12-1913

Diary No. 1162	Enclos. 4 Spare Copies. -	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Forwards for disposal memorial from Rangappa praying that he may be appointed as the Sole Archak of Sri Venkataramana Swamy temple at Konakuntla-

NOTES AND ORDERS.

Muzg. J. no 6 of 1911 is herewith submitted. The case relating to the Archakship of Sri Venkataramana Swamy temple at Konakuntla was heard by the 1st Councillor, and the order sought to be revised was [illegible]

NOTES—First Sheet.

GPB—85,000—15 6-12

Revenue Secretariat. | Mmy File No. 306 of 1913.

Serial No.

3

in memo no. 444 Dt 9-8-1913. The Dy. Commrs. decision that the appellant (Rangappa) and the respt (Venkatapa) should discharge the duties of the Archakship by rotation was upheld by Govt.

(Papers under disposal)

Rangappa prays that the above order may be reviewed, and that he may be appointed as the sole Archak of the temple. He contends that he and his father have been in exclusive possession of the Archakship of the temple since 1874, and that the respt never had anything to do with it since that time; but the Govt have held that the two joint petitions of the apltt's father and the respt of the year 1888 establish that until then, both of them were officiating as the Archaks of the temple. He thinks that the petition of 1888 is not genuine and has not been proved, and consequently the petition of Venkantapathiah in 1895 is barred by time. He also says that the Dy Commrs observation that the Order of 1874 appointing Sopaliah only to the Archakship did not affect the

NOTE—Contn sheet.

GPB—60,000—7 11 13

Serial No.

Respondent's title is wrong and is not borne out by the records; but the Govt have agreed with the Dy. Commr in thinking that the order of 1874 concerned only Chennappa - the other hissedar - without altering the portion of the respt Venkatapathiah - He states that the orde of the Dy. Commr directing the payment of Rs 115-00 for the properties stolen during the Archakship of petitioners father's predecessors is inequitable -

As the question for decision by Govt related to the Archakship of the temple, no order seems to have been passed on this point.

The petitioner has produced the following documents: —

(1) A Copy of the Govt order of May. 1913
(2) do — Dy. Commrs. order of 22nd April 1911 (which was upheld by Govt.)
(3) A Copy of the Amildar, Chennigappa's order of 1905 (which was reversed in appeal by the Dy. Commr.)
(4) A Copy of the order of 1874 appointing Gopaliah as Archak on probation -

It is submitted that the Copy of the Govt order was delivered to Dasu;

NOTE—Contn. sheet.

GPB—60,000—7 11 13

evenue etariat. | Revenue File No. 356 of 1913.

Serial No.

on 20th August 1913 while his review-
memorial is dated 17th Dec. 1913.
The memorial seems to be barred by
limitation J

Submitted for orders. No new grounds
NW (118) are adduced for the review of the
7.1.1914 Govt order All these facts were
before Govt when they heard the Case

Ans
12/1/14

A petition has since been
received from Mr. Srinivasa Aiyangar.
Place it also on the file and submit.

Rec
21/1/14

Petition No D 1323 is herewith submitted

NW — ARA
21/1/1914 21/1

Subd to Hon. Councillor

This is a review petition
filed by H. H against the order of
Govt. dismissing his appeal and has
been forwarded for disposal. The grounds
are not new and seeing that the
appellants' advocate was heard before
Govt. passed orders in the matter, it
is a point for consideration whether
the review should be posted for admission

NOTE—Contn sheet.

GPB—60 000—7 11 13

Serial No.

Srinivasaraya

Advt B. ~~Narasimhaya~~ advocate for the petitioner has also separately submitted a stamped petition praying for a hearing. There is however one as part of the case which has also the notices. Al. para 14 of the DJ Court's order the Archaks were directed to pay to the temple the value of the articles stolen in 1874. Al. paras 10 to 12 of the appeal memo, this portion of the order was also touched upon but as the matter was subordinate and not dwelt upon ~~of~~ the appellants counsel the Govt did not pass any decision on this portion of the DJ court's order. This point is again touched upon in the Review petition. If a hearing is to be given it may be necessary to give notice to the other party

hg
28.1.14

The petitioner says that the idols have been replaced - Ascertain from the records or by asking the Deputy Commissioner. If this is a fact why should the petitioner be asked to pay the value of the lost

NOTE—Contn sheet.

GPB—60 000—7 11 13

Serial No.

idols. After getting the records, the case may, if necessary, be posted for admission.

29.1.14.

Continue note on this print

30.1.14

T/1

In Paras 10 and 11 of his original appeal petition dated 5th July 1911, allegations in regard to the consecration of fresh idols similar to those contained in the present review petition have already been made. The Dy. Commr. on the appeal petition report having been called for, that officer in para 15 of his letter No. 5780/268 dated 15th Feby. 1912 reported that there was nothing in the records to prove that appellant made images and consecrated them with ceremonies contributed by himself.

S/1

Submitted for orders

VV(115) 2-2-1914

2/2/14

No matter whether the idols were presented after petitioner or after the decree Law they were replaced

2.2.14

S/2

NOTE—Contn. sheet.

GPB—60,000—7 11 13

General and Revenue Secretariat.

File No. 206 of 1913.

Serial No.	
	No information is available as to whether fresh idols have actually been replaced. Submtd. with a Off-forapple NW 115 ann 7-2-1914. 7-2-14 Affd Re Qfr
2	To The Dy. Commr. Kolar Dt. No 2156 of 18-2-14 Requests that the papers may be re-transmitted & ~~enquires~~ calls for further information.
3	From, Archak Rangappa through his Advocate Mr Sreenivasiengar, Petition dy 15-4-1914 but actually presented on 20-4-1914. States that the Taluk authorities are trying to execute the Dy. Commrs. order, and prays that as this causes him substantial injury and hardship, an order may be issued to the Dy. Commr to stay all further proceedings pending the final disposal of his review petition Submtd - for orders NW 115 ann 21/4 21/4

NOTE—Contn sheet.

GPB—60,000—7 11 13

1967

al and Revenue Secretariat. | File No. 306 of 1913.

Serial No.

Subd & Ld. Member

It is alleged that active steps are being taken to recover the value of the ivory, a question which is pending further enquiry and consideration by Govt. Dist Commissioner reports that the memorialist is a poor man unable to pay the amount under protest. Execution proceedings may be stayed until further orders

Ld
24.4.14

Execution Proceedings may be stayed

1.5.14

Dept. of Mines
Ld
4/5/14

Submitted with 2 Dfs & application
MM(115)
4.5.1914

Ann
5/5/14

Appd. Board of pair copies for signature ~~[illegible]~~ today

Ld
5/5/14

NOTE—Contn. sheet.

GPB—60,000—7 11 15

1967

General and Revenue Secretariat. | File No. 306 of 1913.

Serial No.	
4	To The Dy. Commr. Kolar Dt. No. 3133 Dy S.S. 14 Requests that the execution may be stayed. No. 3134 Dy S.S. 14 Informs the petitioners of the above, thro' his advocate Mr P. Srinivasiengar.
5.	From, The Dy Commr., Kolar Dt. Letter no. 207 Dy 27.11.1914 Submits further reports called for in Serial 2. The Dy. Commr. reports that no fresh idols have been replaced either by the petrs. father Sopalich or by other devotees at the instance of the former, and that the old images that were in the temple are now being worshipped. If directed, the case will be posted for hearing. Submitted for orders. MJ 5-12-14 The case may be posted for admission. Let me know what date is fixed. MJ 5-12-14
	Submitted with 8 Spl. Notices to the memorialist Chennapatna MJ 15.12.14 GPD—60,000—7.11.13

29.12.1914 GIS

NOTE—Contn sheet.

and Revenue Secretariat.

File No. 304 of 1913.

Serial No.

9 Feb 1915

Mr. B. Sr. Iyengar heard for Petr.

Issue notice to the opponent.

Dft 2 Mar

Sd

Sd

Dir

Dft notice to Venkatapathayya

MM 1157
16-2 1915.

Sd
16/2

Sd
Asst

Petr to file fee to be intimated of the adjd date of hearing

Sd 5 Mr.

The present application refers to two matters (1) that the Respt Venkatapathiah has no right to the Pujari Miras (2) that as the mining leases have been replaced the appellant should not be called upon to pay for the temporary maps.

As regards the first point the arguments for and against are ~~have been considered~~ discussed at length in the Dt Comrs letter

NOTE—Contn sheet.

G PB—60,000—7 11 13

Serial No.

his finding has been upheld by Govt. No new ground has been advanced going to show that the D.C. court's finding was unsound. Venkatapathia having been appointed to the office did not dismiss after words it is for the appellant to establish by positive evidence that he has been deliberately kept out of office. Further it is contended that Appalaiah's appointment was a new creation, the appellant's contention that the office is hereditary in his family falls and there is nothing to prevent the D.C. Commr acting on another Minister in the office on the death of Appalaiah.

As regards the second question it is admitted that there are at present two rival images in the temple. The evidence about the persons who made them are not satisfactory. There are at least three versions about them viz (1) that they were all along in existence in the temple (2) that they were made by one Sangi Shetty on the occasion having nothing to do with (3)

NOTE—Contn sheet.

G P B—60,000—7 11 13

Serial No.

they were made by the villagers helped by Gopalia heiney. This is what the applicant heiney alleges and it is probably true justifying better part that no further steps were taken by the local authorities to recover the value of the ids lost. Seeing that 40 years have already elapsed since the loss and that the ids have actually been replaced it does not appear the expedient to proceed to recover their value. In this case Rs 115 already paid in by Venkatapathia

2/3/15 Mr. B Sr Iyer heard for appt-petr.
Mr Varaj- for respondent.

It is not quite clear who the orchids in possn were in 1874 & dismissed for loss of jewels Lif Gopalaya was one of them, why he was again recommended for appt?

In 1869 when Gopala Venkatapathi was accepted

Vide Munsarabad Collector's report no. 6 of 21-5-1874

NOTE—Contn. sheet.

GPB—25 000—2 11 11

Serial No.

in place of Ramappa, was Channappa also living & taking part? In 1869, Channappa's claim was recognised as existing. But it does not appear when his work came to an end. In 1874, the 'Archaks' (without giving names) were dismissed. It shd be presumed that the dismissed persons were Channappa & Ramappa or his representatives. When Gopalaya was appointed in 1874, the report shows that he was the Gopalaya who was Gumasta for Ramappa.

(Fg A)

Except the two letters of 1888, there is nothing to support respondent's claim.

Figs 1, 1X, 1

The record shd be further examined & papers bearing on these points marked &c

2/3/15 —

Order—

~~On further examination~~ of the Papers concerning this case, Govt consider that the

NOTE—Contn. sheet.

GPB—25,000—2 11 13

R. S. 12]

General and Revenue Secretariat.

File No. 303 of 1913

Serial No.

decision d. requires to be revised. The report of the Sekdar d. 13 July 1874 the Amildar's report thereon, and the Dy Cr's order d. 8 Nov 1874 all show that the dismissal was meant to affect both the Archaks (Channappa & Lakshmakka) and that the Office was considered a single one to which Gopalaiya was appointed on probation.

There is no other evidence about the enjoyment of the Office by Respondent except the petns d. 21-1-1888, (X, X1) These were Complaints relating to some tamarind trees standing on inam land & a calf belonging to the temple. These petitions purport to be signed by both the claimants, and as they were acted on without question, the signatures

NOTE—Contn. sheet.

GPB—2000—2 11 14

G. R. S. 12]

General and Revenue Secretariat. | File No. 306 of 1913

Serial No.

Gopalaya may ~~also~~ be taken to be ~~a~~ genuine. Both the petitions contain an ~~admission~~ ~~admission~~ admission that the two persons who signed them were both entitled to the Pujari Office. The record shows that both claimants were in possession of the inam lands, and no order was made in 1874 about transferring all the lands to Gopalaya. It is therefore likely that the Parties continued to do the Pujari work together in spite of the order in favour of Gopalaya alone. The Petition of respondent complaining against exclusion was presented within ~~it~~ 12 years of the

NOTE—Contn. sheet.

GPB—25 000—2 11 14

Serial No.

admission of enjoyment contained in Pet^rs of 1888 the claim cannot be said to be time-barred; and as the upsth of Gopalaya in 1874 was only on probation, there was nothing wrong in recognising both claimants as Poyars.

The idols reported to be stolen have been replaced; and it is not necessary to insist on payment of their price by Gopalaya (Pet^r) at this distance of time. This part of the order will be cancelled.

27/8/15

Draft. he 27/8/15

NOTE—Contn. sheet.

GPB—25,000—2 11 14

General and Revenue Secretariat.

File No. 306 of 1913-14

Serial No.	
	Submitted with a Offi. order. AV(94) 28.8.1915 31.8.15. Subd 1st M. member 31.8.15 Draft appd: by First member 5 9 15 MS 7/9/15 7/9/15
6	No: 805 dt 13th Sept 15, passes orders in the case, cancelling that portion of the order relating to the payment of the price of the Idols, in the case of which the refund of Rs 115/- received by Venkatapathiah Gurukkal one-half of Rs 230/-

NOTE—Consn. sheet.

No. 2334.
Enc 1 & 1 file of papers

OFFICE OF THE PRIVATE SECRETARY
TO HIS HIGHNESS THE MAHARAJA OF MYSORE,
Bangalore, 26-12-1913
DIARY No. 1162.

1913-1914
Section Municipal
G. O. No. 306-13
Serial No. 1

Petition as shown below, to His Highness the Maharaja, is transferred to the Secretary to the Government of His Highness the Maharaja of Mysore, General and Revenue Department (Br. VII), Bangalore, for disposal.

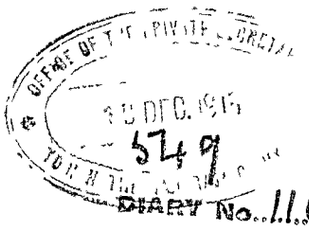
No. 649 of 1913-14

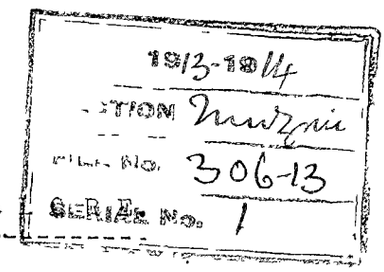
By Order,

E.C.S.,
Private Secretary
to H. H. the Maharaja of Mysore.

GBPM—1,000—18-11-12

19





To

His Highness the Maharaja
of Mysore,
BANGALORE.

The humble petition of Archak Rangappa son of Gopalish, Archak of Sri Venkataravanaswamy temple at Lonakuntlu, Chintamani Taluq.

Most respectfully showeth:-

1. That his appeal to Government with regard to the Archak-ship of the temple that he is exclusively entitled to it has been dismissed by an order of Government date 9th August 1913.

2. That the decision in appeal has come entirely on the grounds stated by the Deputy Commissioner.

3. That the Government has lost sight of the fact in their decision, that the petitioner and his father have been in exclusive possession of the Archak-ship of the temple since 1874 and that the respondent never had anything to do with it since that time.

4. That in the ex-parte order of the Deputy Commissioner reliance is made of a certain petition said to have been presented by the second Court Venkatapathiah in 1898, which is not genuine and which has not been proved.

5. That under the circumstances the petition presented by Venkatapathiah in 1898 for the Archak-ship is barred by time.

6. That the Deputy Commissioner's ex-parte order is [illegible]

proof of

order of 1874 appointing Gopalish only to the Archak-ship didnot affect the respondent's title is wrong and is not borne out by the records.

7. That the Government should not have given so much weight to the orders of the Deputy Commissioner as it was after all an exparte order.

8. That the order of the Deputy Commissioner directing the payment of Rs 11b-0-0 for the properties stolen during the Archak-ship of petitioner's father's predessors is inequitable.

The petitioner therefore humbly prays that the order of the Government be revised and that his position of Sole Archak-ship to the temple of Venkataramanaswamy temple declared setting aside the orders of the Deputy Commissioner.

For which act of charity your leditioner as in duty bound shall ever pray.

[illegible]

Petitioner.

Enclosures.

1. Copy of the order of the Government dated 9-8-1912.
2. Copy of the order of the Deputy Commr: dated 22-4-1911.
3. Copy of the order of the Collector dated 28-7-[illegible].
4. Copy of the order of the Asst Deputy Commissioner's Office dat 18-11-1887.

Bangalore,
17th December 1916.

[illegible]

Before the Government of His Highness
the Maharaja of Mysore.

Appellant		Respondent
Rangappa son of Gopaliah	~~vs~~	Venkatappaiah

Subject

Archakship of the Sri Venkataramanaswami temple at Konakunthe in the Chintamani Taluk.

Facts of the case.

The dispute is about the right to perform the puja in the Sri Venkataramanaswami temple at Konakunthe in the Chintamani Taluk. The original hakdars for the archakship were (1) Ramappa and (2) Channappa son of Narayya who were performing the worship in rotation. In 1869, being unable to continue the Puja on account of illness, Ramappa nominated as his successors in office his sons-in-law Gopaliah (appellant's father) and Venkatappaiah (respondent) This arrangement was sanctioned by the Deputy Commissioner in his

order No 88 Dated
and in pursuance of this order,
both of them were doing puja in
rotation till 1874 when a theft
of some idols of the temple took place
The archaks responsible were ordered
to be removed and on the recom-
-mendation of the Amildar, the
Deputy Commissioner approved
in his order No 407 D/ 18th November
1874, the appointment of the
appellant's father Gopaliah as
archak, on probation, subject to
his giving proper security, as he
would be in possession of the valuables
of the temple -

In the year 1895, the respondent
Complained to the Amildar and the
Deputy Commissioner that his
hissedar Gopaliah (Appellant's
father) had encroached upon his
rights during his absence at Haro-
-vande in the Chikballapur Taluk
and praying that he might be put
in possession of the archakship
and enjoyment of the inam lands-
The matter was not disposed of until
24th July 1905 when the Amildar (Mr
B. Chennigappa) passed orders on an
ex parte enquiry and decided that
Gopaliah had the exclusive right to
the office - Thereupon the respondent

appealed to the
Commissioner and the
Commissioner Mr. C. Sri-
canteswara Iyer held in reversal
of the Amildar's decision that
appellant and respondent should
discharge the duties of the office
by rotation. Against this order,
Gopaliah's son Rangappa has
appealed to Government. They before
2. The case was heard ~~by~~ gov-
-ernment. The appellant was
represented by his advocate Mr.
N. V. Narasimmiengar while the
respondent was present in person
and was represented by his
Advocate Mr. Varadarajengar.

Decision

The main contention of the
appellant is that Gopaliah was
in sole charge of the archakship
since 1874 when he was appointed
to the office by the Deputy Commis-
-sioner and that the respondent
never discharged the duties
of the office since then and that
therefore he had forfeited any
right he might have had. The Deputy
Commissioner has given very strong
reasons for the conclusion or

HIS HIGHNESS THE MAHA
THE GOVT

RL
20/8/13

at by him that
dismissal of the Archak by
Deputy Commissioner in 1874 con
-cerned only Ramappa who was
the officiating Archak at the time
the idols were stolen, that his
place was taken by Gopaliah
without in any way altering the
portion of the respondent Venkata
-patiah and that since 1874,
Gopaliah and the respondent
continued to act as the joint
archaks of the temple. The Govt
agree with the Deputy Commis-
sioner in thinking that the two
joint ~~Petitions~~ petitions of the appellant's
father and the respondent dated
23rd January 1888 conclusively
establish that at least until
then both Gopaliah and Venkata
-patiah were officiating as archaks
of the temple attending to the Deepa-
-radhane and Rathotsava and
administering the temple affairs.
Government therefore see no reason
to interfere with the Deputy Com-
-missioner's order. The appeal is
accordingly dismissed.

Memo No 444 Mus 6-11-8
Dt 9.8.193.

Copy forwarded to the

Upsoner,

, returning the records
received with his letter No 5780/268
dated 15th February 1912.

Copy to the appellant thro'
his advocate Mr N. V. Narasimma
Iyengar.

Copy to the respondent thro'
his advocate Mr Varadarajeingar

By order,

Sg. G. Aravamudu Iyengar
For Secretary to Govt.

"Copy"

Rnarainamiengar
Registrar,
For Secretary to Govt
Genl & Rev: Depts

Copies applied for by
Rangappa of Konakuntla
on 18-8-13
Copy ready 20-8-13
Copy delivered 20-8-13
No of words 840
Copying fee 1-2-0
Comparing fee 0-3-0
Paper cost 0-0-9
Total 1-5-9

ಸಂಖ್ಯೆ 458.

ಕ್ರಯ

ಈ ಪತ್ರವನ್ನು ಬರೆಸಿಕೊಟ್ಟವರು ಕೆಳಗೆ ಬರೆದಿರುವ ಸಾಕ್ಷಿಗಳ ಸಮಕ್ಷಮದಲ್ಲಿ ಸಹಿ ಮಾಡಿದ ಕ್ರಯಪತ್ರವೇನೆಂದರೆ, 1869 ನೇ ಇಸವಿ ಸಪ್ಟೆಂಬರ್ ತಿಂಗಳ ಇಪ್ಪತ್ತೊಂದನೇ ತಾರೀಖಿನಲ್ಲಿ ಬೆಂಗಳೂರು ಪೇಟೆಯಲ್ಲಿ ಕಾಲಿಕಾಂಬಾ ದೇವಸ್ಥಾನದ ಹತ್ತಿರ ಇರುವ ಮನೆಯ ಸಂಖ್ಯೆ 14) ಅನ್ನುವ ಮನೆಯನ್ನು ನಾನು ನಿಮಗೆ 74 ನೇ ಇಸವಿ ಸಪ್ಟೆಂಬರ್ ತಿಂಗಳ ಕೊನೆಯ ತನಕ ಬಾಡಿಗೆಗೆ ಕೊಡುವುದಾಗಿ ಒಪ್ಪಿಕೊಂಡು ಆ ಮನೆಯನ್ನು ನಿಮಗೆ ಒಪ್ಪಿಸಿದೆನು. ಆ ಮನೆಯನ್ನು ನೀವು ಈ ತಿಂಗಳ 8.11.74 ನೇ ಇಸವಿ ಸಂಖ್ಯೆ 407 ನೇ ನಂಬರಿನ ಪತ್ರದ ಮೂಲಕ ನಾನು ನಿಮಗೆ ಒಪ್ಪಿಸಿದ್ದು ಸರಿಯಾಗಿದೆ ಎಂದು ಒಪ್ಪಿಕೊಂಡು ಸಹಿ ಮಾಡಿರುತ್ತೀರಿ.

ಸಂಖ್ಯೆ 458.

ಕ್ರಯ

ಈ ಪತ್ರವನ್ನು ಬರೆಸಿಕೊಟ್ಟವರು ಕೆಳಗೆ ಬರೆದಿರುವ ಸಾಕ್ಷಿಗಳ ಸಮಕ್ಷಮದಲ್ಲಿ ಸಹಿ ಮಾಡಿದ ಕ್ರಯಪತ್ರವೇನೆಂದರೆ, 1869 ನೇ ಇಸವಿ ಸಪ್ಟೆಂಬರ್ ತಿಂಗಳ ಇಪ್ಪತ್ತೊಂದನೇ ತಾರೀಖಿನಲ್ಲಿ ಬೆಂಗಳೂರು ಪೇಟೆಯಲ್ಲಿ ಕಾಲಿಕಾಂಬಾ ದೇವಸ್ಥಾನದ ಹತ್ತಿರ ಇರುವ ಮನೆಯ ಸಂಖ್ಯೆ 14) ಅನ್ನುವ ಮನೆಯನ್ನು ನಾನು ನಿಮಗೆ 74 ನೇ ಇಸವಿ ಸಪ್ಟೆಂಬರ್ ತಿಂಗಳ ಕೊನೆಯ ತನಕ ಬಾಡಿಗೆಗೆ ಕೊಡುವುದಾಗಿ ಒಪ್ಪಿಕೊಂಡು ಆ ಮನೆಯನ್ನು ನಿಮಗೆ ಒಪ್ಪಿಸಿದೆನು. ಆ ಮನೆಯನ್ನು ನೀವು ಈ ತಿಂಗಳ 8.11.74 ನೇ ಇಸವಿ ಸಂಖ್ಯೆ 407 ನೇ ನಂಬರಿನ ಪತ್ರದ ಮೂಲಕ ನಾನು ನಿಮಗೆ ಒಪ್ಪಿಸಿದ್ದು ಸರಿಯಾಗಿದೆ ಎಂದು ಒಪ್ಪಿಕೊಂಡು ಸಹಿ ಮಾಡಿರುತ್ತೀರಿ.

28

ಪ್ರಕಟಣೆ ಪ್ರಕಾರ ಸಂಖ್ಯೆ ಕಂದಾಯ ಇಲಾಖೆ ಕೋಲಾರ ಜಿಲ್ಲೆ ಚಿಂತಾಮಣಿ ತಾಲ್ಲೂಕು ಕಸಬಾ ಹೋಬಳಿ ಚಿಂತಾಮಣಿ ಪಟ್ಟಣದ ಸರ್ವೆ ನಂ ೧೨೨ ಮತ್ತು ೧೨೩ ಗಳಲ್ಲಿ ಒಟ್ಟು ೧೦ ಎಕರೆ ೩೦ ಗುಂಟೆ ಜಮೀನನ್ನು ಸಾರ್ವಜನಿಕ ಉದ್ದೇಶಕ್ಕಾಗಿ ಸ್ವಾಧೀನಪಡಿಸಿಕೊಳ್ಳಲು ಅಧಿಸೂಚನೆ.

ದಿ|| 22-4-1911 "Sd" C Srikanteswara
Deputy Commrs
Kolar District

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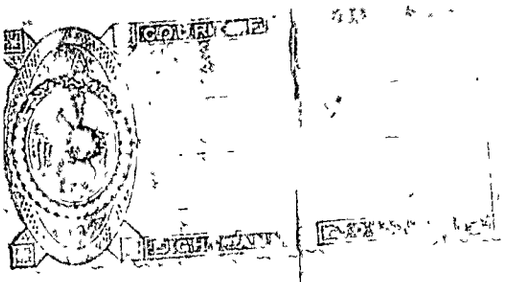

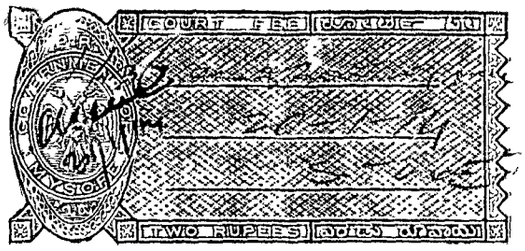

To,

The Muzrai Secretary,

Government of Mysore,

B A N G A L O R E.

The humble petition of Rangappa, Archik of Sree Venkateswaraswamy, Konakunttu Chintamony Taluk, Kolar District,

Most Humbly states as follows:-

1. Being much aggrieved by the dismissal of his appeal against the order of the Deputy Commissioner, the petitioner submitted a memorial to His Highness the Maharaja.

2. Petitioner was granted the endorsement No. 549 dated 26-12-13 directing him to apply to Your Honour for redress and the same is hereto annexed for kind perusal.

3. Besides the several grounds urged in his memorial, petitioner very humbly begs to add another important point, viz, there is not a single instance on record (to justify the Deputy Commissioner's order) of having ever delivered the charge of the Temple and its paraphernalia to Counter Petitioner Venkatapathiah during the long period of 39 years of unbroken service rendered by petitioner's father and after his death by the petitioner since 1874.

4. There is also nothing in the record to show that the petitioner's father and Counter petitioner were

together performing the pooja promiscuously in the temple as stated by the Deputy Commissioner in his order.

5. That portion of the order of the Deputy Commissioner which relates to the immediate recovery of the value (Rs.230/-) of the idols, stolen 40 years ago, is as highly unjust as it is uncalled for and unsupportable, more especially in the face of the fact that in place of the lost idols, fresh idols have been replaced after due consecration ceremonies by petitioner's father Gopalaih partly by his own expense and partly by subscriptions long long ago and the question having been thus set at rest, the Deputy Commissioner had no cause of action to re-open the matter at this distance of time and his order must be reversed.

The petitioner for these and other reasons that may be urged at the hearing most humbly prays that the Government may please deign to do justice by reviewing its order in the light of the foregoing facts and grant Hearing to enable the poor petitioner to represent his case more fully.

For which act of devine justice petitioner ever prays with profound respect.

20/1/14

P. Ramamurthy
Advocate

26]

34

File No. 306 15

Serial No. 2

Diary No. of letter replied to— 1328/1162

No. 2156 Enl

General and Revenue Secretariat
(Nuzrai)
, *the* 191 .

To

The Dy. Commr, Kolar Dist

Date of issue 18-2-1914

Signed by Nrg Aravamudhan for

Has the honor to request the re-transmission of the entire Vernacular records regarding the archakship of Sri Venkata-ramanaswamy temple at Konakuntla in the Chintamani Taluk which were returned with this office memo no 4441 Nuz. 6-11-8 dated 9th August 1913, as they are required for

over.

SUBJECT.

referred in connection with
the review application no. 1323
from the Archak Ramappa. and re
2 the Dy Commr is further requested
to report whether, as alleged
in para 5 of the ~~enclosed~~ review application (To be kindly returned with the records).
fresh idols have actually
been replaced in place of
the lost idols, by the petr's.
father Gopalia or by devotees at his instance.

B.O.
Sd
9/1-14

Sd/- for Secretary.

Sd/- 7/2/14

List of enclosures.

Copied by

Examined by

GPB—25,000—8 8 11

DIARY No. 19.67

19/3/1914

Muzrai

File No. 306-13

3

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE

MAHARAJA OF MYSORE BANGALORE.

Muzrai Appeal No. of 1913-1914.

Rangappa, Archika, Sree Venkateswaraswamy, Konakuntloo, Chintamany Taluk, Kolar Dist. (Appellant) .... Petitioner.

-vs-

Venkatapathiah, residing at Harobande, Chickkaballapur Taluk, Kolar District. (Respondent) .... Counter Petitioner.

The petitioner -(appellant)begs to state as follows:-

I The appellant has presented a Review Petition, on 20-1-1914, praying for a reconsideration of the Government order dated 9-8-13 passed against him, on his appeal, and the case is not yet posted for hearing.

II In the meantime the Counter petitioner with the help of the New Amildar and the Shaikdar is trying to execute the arbitrary and unjust order of the Deputy Commissioner,

(1) to recover the sum of Rs.115/- the value of the stolen idols, and

(2) to enforce the delivery of the charge of the temple from the petitioner; which are the main points to be reconsidered by the Government in the light of the facts urged

57

in his Review petition.

III As the execution of the said order before the final decision of the Government will cause substantial injury and hardship to the petitioner, the Government may be most graciously pleased to send an urgent order to the Deputy Commissioner to stay all further proceedings pending the final disposal of his Review petition.

B. Srinivasaiyar.
Advocate.

Bangalore.
15th April 1914.

Ad. inform order re the recovery of the value of the idols stolen from Konakuntla venkata ramana swami temple

File No. 306/13

Serial No. 1

R S. 26]

Diary No. of letter replied to 1967

No. 3133 Ex 38

General and Revenue Secretariat

( )

, the 191 .

To

The Dy. Commr,

Kolar Dist

Date of issue 5th May 1914

Signed by. W.R.S. Aravamudhan

Sir,

Adverting to his office docket no 2156 dated 18th February 1914 calling for further information re the archakship of Sri Venkataramana Swami temple at Konakuntla in the Chintamani Taluk, I am directed to forward herewith petition registered

over.

SUBJECT.

no. 1967/5 presented by Ranjappa
Through his Advocate complaining that the local authorities are taking steps to recover the value of the stolen idols of the ~~Temple etc~~ And to request that execution proceedings may be stayed until further orders as the question is pending further enquiry & consideration of Govt praying for stay of pending the disposal by Govt of his revised application

I have etc

sd/-
5/5/14

DO
Cis. order ann 5/5/14 for Hg. Secretary

List of enclosures

Copied by

Examined by

GPB—25,000—8 8 11

2257

G. R. S. 26]

File No. 306
Serial No. 1913

Diary No. of letter replied to——

No. 3134

General and Revenue Secretariat
( )
, *the* 191 .

To

With reference to his application regd. no 1967 of 15th April 1914 presented on behalf of Ramasappa, Archak of Sri Venkataramana Swami temple at Konakuntla in the Chintamani Taluk ~~Complaining that the Local~~ authorities are taking steps to recover the value of the ~~stolen idols~~ of the temple etc, Mr. B. Sreenivasa Rangaya Advocate, is informed that

over.

Date of issue 5th May 1914

Signed by M. G. Aravamudayyar

praying for stay of prosecution

SUBJECT.

orders have been issued
to the Dy Commr directing
the stay of the execution
proceedings ~~in the matter~~
until further orders.

By order
Lee
5/5/14

5/5/14 Jno Hy Secretary.

List of enclosures,

Copied by

Examined by

GPB—25,000—8-8 11

OFFICE OF THE DEPUTY COMMISSIONER,
KOLAR DISTRICT,

Dated Camp *the* 27th November *191*

909

19/12/15
SECTION Muz
FILE No. 5
SERIAL No. 5

FROM

P. F BOWRING, ESQUIRE., J. P.,
Deputy Commissioner,
Kolar District.

To

D. M. Narasinga Rao, Esquire, B.A. B.L.,
Offg. Secretary to the Government of
His Highness the Maharaja of Mysore,
General and Revenue Departments,
Muzrai Branch, Bangalore

SIR,

Adverting to your docket No.2156--Muz.306-13-2 dated 18th February 1914, I have the honor to submit herewith the entire vernacular records relating to the archakship of S Venkataramanaswami temple at Konakuntlu in the Chintamani Taluk as requested in the above.

2. As regards the replacement of fresh idols in place of those lost it is reported by the Amildar that no fresh idols have been replaced either by the petitioner's father Gopaliah or by other devotees at the instance of the former and that the old images that were in the temple are now being worshipped.

I have the honor to be,

S i r,

Your most obedient servant,

Deputy Commissioner,
Kolar District.

R.T.

To

The Se e
of Mysore, Gen. & Rev
(Muzrai Branch)
Bangalore.

Dated 27-11-14.

Despatched

Received

General No. 207
No.

Enclosure No. 6 f/s

Subject

Submitting an
relating to the Arch
ship of Sri Venkat
Swami temple at
Konakuntla in the
Chintamani Tal.

GPB—50,000—8-1-13

28]

orders on the revision-application of Archak Rangappa praying for a re-consideration of the Govt order relating to the Archakship of Konakuntla Venkataramana Swami Temple

File No. 306 1913

Serial No 6

43

Diary No. of letter replied to 909

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT.

( )

READ—

, the 191 .

Govt order no. 444 Dy 9th August 1913 declining to interfere with the order of the Dy. Commr directing that the appellant (Rangappa) and

Date of issue 13. 9. 15

Signed by Mr G. Narayana Rangaiya

~~ORDER THEREON. No.~~

the respondent (Venkatapathiah) should discharge by rotation the duties of the Archakship of Sri Venkataramana Swami Temple at Konakuntla, Chintamani Taluk

over

SUBJECT.

GPB—50,000—1-12-12

Review petition registered no. 1162 Dy 26th December 1913 addressed to H.H. the maharaja by Archak Rangappa praying that on a re-consideration of the foregoing order, he may be appointed as the Sole Archak of the Temple and adding that as the Temple idols stolen in 1894, have since been replaced, he may not be called upon to pay for the loss of the images.

Letter no. 27 dated 27th November 1914 from the Dy. Commissioner, Kolar Distt, submitting the records and reporting that no fresh idols were dedicated either by the Archak or the devotees.

Order thereon — No. 805 — File Dy no 306-13-6

13-9-1915

The case was heard before Court on 2d March 1915, both the parties being represented

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

45

~~Asst~~ represented. ~~Thoroughe~~ also present in pers~~n~~ ~~Their Advocates~~.

The report of the Sekdar dated 13th July 1874, the Amildar's report thereon, and the Dy. Commissioner's order dated 8th November 1874 all show that the dismissal was meant to affect both the Archaks (Channappa and Lakshmakka) and that the office was considered a single one to which Gopalaiya was appointed on probation. Notwithstanding this order, however, both the Archaks seem to have continued to hold the office.

There is no other evidence ~~before~~ it is true about the enjoyment of the office by respondent except the petitions dated 21st January 1886. These were Complaints relating to some tamarind trees standing on inam [illegible]

and a calf belonging to the temple. These petitions purport to be signed by both the claimants, and as they were acted on without question, the signature of Gopalaiya may be taken to be genuine. Both the petitions contain an admission that the two persons who signed them were both entitled to the Pujari office. The record shows that both claimants were in possession of the inam lands, and no order was made in 1874 about transferring all the lands to Gopalaiya. It is therefore likely that the parties continued to do the pujari work together in spite of the order in favour of Gopalaiya alone. The petition

GPP—20 000—16-2 14

of respondent complaining against exclusion was presented within 12 years of the admission of enjoyment contained in section of 1888. The claim cannot be said to be time-barred, and as the appointment of Sopalaiga in 1874 was only on probation, there was nothing wrong in recognising both claimants as pujaris.

The idols reported to be stolen have been replaced; and it is not necessary to insist on payment of their price by Ramappa (petitioner) at this distance of time. This part of the order will be cancelled.

A sum of Rs 115 already

recovered from Ven ~~accused~~ officials
towards one-half of
Value of the idols lost
~~May~~ him be refunded to him.

Sd
31-8-15

1st member) for Rec. secretary.
under 31/
31.8.15

5/9/15

To,

The Dy. Commr, Kolar Dist,

returning the report.

49

Review Application of Archak Rangappa.

No. 805—Muz. F. 306-13-6, dated 13th September 1915.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

GENERAL AND REVENUE DEPARTMENTS.

Read—

Government Order No. 444, dated 9th August 1913, declining to interfere with the order of the Deputy Commissioner, directing that the appellant (Rangappa) and the respondent (Venkatapathiah) should discharge by rotation the duties of the archakship of Sri Venkataramanaswami temple at Konakuntlu, Chintamani Taluk.

Review petition registered No 1162, dated 26th December 1913, addressed to His Highness the Maharaja by Archak Rangappa, praying that on a reconsideration of the foregoing order, he may be appointed as the sole archak of the temple and adding that as the temple idols stolen in 1874, have since been replaced, he may not be called upon to pay for the loss of the images

Letter No. 27 dated 27th November 1914, from the Deputy Commissioner, Kolar District, submitting the records and reporting that no fresh idols were dedicated either by the Archak or the devotees.

Order No. 805—Muz. F. 306-13-6, dated 13th September 1915.

The case was heard before Government on 2nd March 1915, both the parties being represented and also present in person.

The report of the Shekdar, dated 13th July 1874, the Amildar's report thereon, and the Deputy Commissioner's Order dated 8th November 1874, all show that the dismissal was meant to affect both the Archaks (Channappa and Lakshmakka) and that the office was considered a single one to which Gopalaiya was appointed on probation. Notwithstanding this order, however, both the Archacks seem to have continued to hold the office.

There is no other evidence it is true about the enjoyment of the office by respondent except the petitions, dated 21st January 1888. These were complaints relating to some tamarind trees standing on inam land and a calf belonging to the temple. The petitions purport to be signed by both the claimants, and as they were acted on without question, the signature of Gopalaiya may be taken to be genuine. Both the petitions contain an admission that the two persons who signed them were both entitled to the Pujari office. The record shows that both claimants were in possession of the inam lands, and no order was made in 1874, about transferring all the lands to Gopalaiya. It is therefore likely that the parties continued to do the pujari work together in spite of the order in favour of Gopalaiya alone. The petition of respondent complaining against exclusion was presented within twelve years of the admission of enjoyment contained in petitions of 1888. The claim cannot be said to be time barred, and as the appointment of Gopalaiya in 1874, was only on probation, there was nothing wrong in recognising both claimants as pujaris.

The idols reported to be stolen have been replaced, and it is not necessary to insist on payment of their price by Rangappa (petitioner) at this distance of time. This part of the order will be cancelled.

A sum of Rs. 115 already recovered from Venkatapathiah towards one half of the value of the idols lost will be refunded to him.

V. R. THYAGARAJA IYER,
Secy. to Govt., Rev. Dept.

To—The Deputy Commissioner, Kolar District, returning the records

Exd.—D K M.

Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS.

G. O. No. 805—Muz. F. 306-13-6, dated 13th Sept. 1915

Review Application of Archak Rangappa.

Passes orders on the — *re* archakship of Sri Venkatramanaswami temple at Konakuntlu, Chintamani Taluk.

W. D 879—GPB—20 10 15—270